

SEC. 6. That all moneys now or hereafter available for administration and enforcement of said Act approved July 3, 1918, shall be equally available for the administration and enforcement of said Act as hereby amended.

Funds available.

Approved, June 20, 1936.

[CHAPTER 635.]

AN ACT

To prohibit the commercial use of the coat of arms of the Swiss Confederation pursuant to the obligation of the Government of the United States under article 28 of the Red Cross Convention signed at Geneva July 27, 1929.

June 20, 1936.

[S. 4667.]

[Public, No. 729.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be unlawful for any person, partnership, incorporated or unincorporated company, or association within the jurisdiction of the United States to use, whether as a trade mark, commercial label, or portion thereof, or as an advertisement or insignia for any business or organization or for any trade or commercial purpose, the coat of arms of the Swiss Confederation, consisting of an upright white cross with equal arms and lines on a red ground, or any simulation thereof: *Provided*, That no person, corporation, or association that actually used or whose assignors actually used a design or insignia identical with or similar to that described herein for any lawful purpose for ten years next preceding the effective date of this Act shall be deemed forbidden to continue the use thereof for the same purpose.

Swiss Confederation.
Commercial use of
coat of arms of, pro-
hibited.
Vol. 47, p. 2092.

Proviso.
Use of similar design
for past 10 years.

SEC. 2. Any person who willfully violates the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be liable to a fine of not exceeding \$500 or imprisonment for a term not exceeding one year, or both.

Penalty for violation.

Approved, June 20, 1936.

[CHAPTER 636.]

AN ACT

To provide for the sale of the Port Newark Army Base to the city of Newark, New Jersey, and for other purposes.

June 20, 1936.

[S. 4737.]

[Public, No. 730.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to sell to the city of Newark, New Jersey, on terms and conditions deemed advisable by him, the right, title, and interest of the United States in the Port Newark Army Base, New Jersey, including such equipment pertaining thereto as he determines is not required for military purposes, for the sum of \$2,000,000, of which \$100,000 shall be paid in cash and the balance in annual installments, on or before August 1 of each succeeding year, of \$100,000 per year for the first five years and \$200,000 per year thereafter, with permission to the city of Newark to anticipate payment of the deferred installments at any time: *Provided*, That said initial payment of \$100,000 of the purchase price shall be made by the city of Newark to the Secretary of War not later than August 1, 1936, and possession delivered by the United States as of September 1, 1936, or as soon thereafter as practicable: *Provided further*, That title to the property shall pass to the city of Newark and a quitclaim deed delivered by the Secretary of War after receipt by him of the final payment: *And provided further*, That such conveyance shall be made upon the condition that the United States, in the event of war or of any national emergency declared by Congress to exist, shall have the right to take over said

Port Newark Army
Base.
Sale of, to city of
Newark, N. J., author-
ized.

Equipment.

Payment.

Proviso.
Initial installment.

Transfer of posses-
sion.

Delivery of title.

Federal use in na-
tional emergency; pay-
ment.

property and shall pay to the city of Newark as liquidated damages a sum equal to 3 per centum per annum on the amount theretofore paid on the purchase price of the said property by the said city during each year or part thereof that the said property is occupied under such taking by the United States, the said property to be returned to the city of Newark upon the expiration of such war or national emergency.

Disposition if not acquired by Newark.

SEC. 2. In the event the city of Newark shall not elect to acquire said property as provided in section 1 of this Act, then the Secretary of War is authorized to offer said property at public sale to the highest responsible bidder on terms and conditions to be prescribed by him, which terms and conditions shall not be less favorable to the United States than those prescribed in section 1 of this Act: *Provided*, That if the highest responsible bidder shall fail to enter into and consummate a contract of sale, the Secretary of War may award the contract to the next highest responsible bidder or, in his discretion, readvertise said property for sale in like manner.

Proriso. Resale, if bidder fails to enter contract of sale.

Terms and conditions of contract.

SEC. 3. Any contract of sale shall be subject to the conditions that if the purchaser shall fail to pay any installment of the purchase price and interest, if any, as and when the same are due, or shall fail to comply with the other terms and conditions of the sale, then the Secretary of War may, at his election, declare such purchaser in default and reenter and repossess said property in the name of the United States and he may thereafter cause said property to be readvertised and resold at public sale in accordance with the provisions of this Act.

Lease or operation authorized.

Transfer to Department of Commerce permitted. Vol. 41, p. 988.

SEC. 4. During any interval of time that the property may be in the custody of the Secretary of War, he may, in a manner that will best conserve the interests of the United States, lease said property, or, if unable to lease the same, on satisfactory terms, may maintain and operate the same, or, in the discretion of the President, the property may be transferred by Executive order to the Department of Commerce for administration under the provisions of the Merchant Marine Act of June 5, 1920, as amended.

Deposit of receipts in Treasury.

SEC. 5. All sums received as a result of the sale of said property, after deducting therefrom any costs of appraisal and other necessary expenses incident to sale, shall be deposited in the Treasury of the United States as miscellaneous receipts.

Approved, June 20, 1936.

[CHAPTER 637.]

AN ACT

June 20, 1936.
[H. R. 12.]
[Public, No. 731.]

To amend an Act entitled "An Act to divide the eastern district of South Carolina into four divisions and the western district into five divisions" by adding a new division to the eastern district and providing for terms of said court to be held at Orangeburg, South Carolina.

United States courts. South Carolina judicial districts. Eastern district.

Aiken division.

Charleston division.

Columbia division.

Florence division.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the eastern district of South Carolina is divided into five divisions, to be known as the Aiken, Charleston, Columbia, Florence, and Orangeburg divisions. The Aiken division shall include the territory embraced in the counties of Aiken, Allendale, Barnwell, and Hampton. The Charleston division shall include the territory embraced in the counties of Beaufort, Berkeley, Charleston, Clarendon, Colleton, Dorchester, and Jasper. The Columbia division shall include the territory embraced in the counties of Kershaw, Lee, Lexington, Richland, and Sumter. The Florence division shall include the territory embraced in the counties of Chesterfield, Darlington, Dillon, Florence, George-